IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc.No.6395-M of 2007

DATE OF DECISION: MARCH 5, 2007

Harbans Singh

...PETITIONER

VERSUS

State of Punjab

...RESPONDENT

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr. N.S.Sodhi, Advocate,
for the petitioner.
Mr.N.S.Gill, AAG, Punjab.

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Petitioner Harbans Singh has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.112 dated 11.6.2005 registered under Sections 420/465/467/468/471 IPC at Police Station Dharamkot.

I have heard the counsel for the parties and gone through the contents of the FIR as well as the order dated 19.9.2006 passed by Addl.Sessions Judge, Moga, whereby bail has been declined to the petitioner.

In the aforesaid case, which is to be tried by the Magistrate, the petitioner is in custody since 3.11.2005. It has been alleged that the petitioner has prepared the fictitious jamabandi on the basis of which the co-accused have obtained loan. Undisputedly, in this case till date not a single witness has been examined. The trial is not going to conclude soon.

Keeping in view the aforesaid facts and the fact that the case is to be tried by the Magistrate and the trial is not going to conclude soon as also the nature of allegations against the petitioner, without expressing any opinion on the merits of the case, I deem it appropriate to grant regular bail to the petitioner, and he is accordingly ordered to be released on bail to the satisfaction of the trial Court.

March 5, 2007 (SATISH KUMAR MITTAL)
vkg JUDGE